

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

**CIVIL CONFERENCE  
MINUTE ORDER**

BEFORE: A. KATHLEEN TOMLINSON  
U.S. MAGISTRATE JUDGE

DATE: 11/4/09  
TIME: 2:30 PM

*Bankcorp Bank -v- Latucca, et al.*, CV 07-1603 (JFB) (AKT)

TYPE OF CONFERENCE: ORAL ARGUMENT

APPEARANCES: Plaintiff: Colin Knisely  
Defendants: Scott Kossove  
Third-Party  
Defendants: Mark Freudenberg

THE FOLLOWING RULINGS WERE MADE:

I heard oral argument today on Defendants' Motion to Stay [DE 57], which Third-Party Defendants join [DE 60] and which Plaintiff opposes [DE 59]. For the reasons set forth in detail on the record of today's proceedings, Defendants' Motion to Stay is DENIED.

An Amended Case Management and Scheduling Order will be entered separately.

If the parties wish to schedule a Settlement Conference, they should contact my Chambers by telephone with proposed dates.

The parties are able to obtain a transcript of today's proceedings by making arrangements through my Courtroom Deputy, Edher Montero.

SO ORDERED

/s/ A. Kathleen Tomlinson  
A. KATHLEEN TOMLINSON  
U.S. Magistrate Judge